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JUL 12 2006

Telephone (352) 375-8100  
Facsimile (352) 372-5800

TO: Examining Group 1645

FROM: Glenn P. Ladwig  
Patent Attorney  
Registration No. 46,853

COMPANY: United States Patent and  
Trademark Office

DATE: July 12, 2006

FAX NO.: 571-273-8300

NO. OF PAGES  
(INCLUDING COVER SHEET): 15

SUBJECT/MESSAGE:

Re: U.S. Patent Application Docket No. C&R-103  
MIDKINE-LIKE PROTEIN  
Serial No.: 10/538,195; Date filed: June 9, 2005  
Applicants: Levita, Fagan, Michalovich, Yorke

Submission to PTO:

1. Request for Correction of Filing Receipt
2. Marked-up copy of erroneous Filing Receipt
3. Copy of Declaration (37 CFR 1.63) and Power of Attorney

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I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office on July 12, 2006.

  
Glenn P. Ladwig, Patent Attorney

REQUEST FOR CORRECTION OF FILING RECEIPT  
Examining Group 1645  
Patent Application  
Docket No. C&R-103  
Serial No. 10/538,195

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner : (Not yet assigned)  
Art Unit : 1645  
Applicants : Carmit Levita, Richard Joseph Fagan, David Michalovich, Melanie Yorke  
Serial No. : 10/538,195  
Filed : June 9, 2005  
For : Midkine-Like Protein

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

REQUEST FOR CORRECTION OF FILING RECEIPT

Sir:

The applicants respectfully request the correction of the Filing Receipt received for the above-identified patent application. The correction needed is in the Foreign Applications section.  
Please add the following information to the Foreign Applications section:

UNITED KINGDOM 0228776.1 12/10/2002.

Enclosed with this request is a copy of the Declaration (37 C.F.R. 1.63) and Power of Attorney as filed with the Patent Office. A marked-up copy of the erroneous Filing Receipt is also enclosed. Correction of the above is respectfully requested.

JAC&RM103\PTO\Req corr FR.dod\DNB\mv

2

Docket No. C&R-103  
Serial No. 10/538,195

The Commissioner is hereby authorized to charge any fees which may be required to Deposit  
Account No. 19-0065.

Respectfully submitted,



Glenn P. Ladwig  
Patent Attorney  
Registration No. 46,853  
Phone No.: 352-375-8100  
Address: P.O. Box 142950  
Gainesville, FL 32614-2950

GPL/mv

Attachments: Copy of Declaration (37 C.F.R. 1.63) and Power of Attorney  
Marked-up copy of erroneous Filing Receipt

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## UNITED STATES PATENT AND TRADEMARK OFFICE

JUL 12 2006

UNITED STATES DEPARTMENT OF COMMERCE  
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APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY.DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/538,195	02/27/2006	1645	1080	C&R - 103	22	21	3

CONFIRMATION NO. 1351

23557  
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 A PROFESSIONAL ASSOCIATION  
 PO BOX 142950  
 GAINESVILLE, FL 32614-2950

JUN 24 2006

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## FILING RECEIPT



\*OC000000019336828\*

Date Mailed: 06/21/2006

COPY

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please mail to the Commissioner for Patents P.O. Box 1450 Alexandria Va 22313-1450. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

Carmit Levita, London, UNITED KINGDOM;  
 Richard Joseph Fagan, London, UNITED KINGDOM;  
 David Michalovich, London, UNITED KINGDOM;  
 Melanie Yorke, Confignon, SWITZERLAND;

Power of Attorney: The patent practitioners associated with Customer Number 23557.

## Domestic Priority data as claimed by applicant

This application is a 371 of PCT/GB03/05374 12/10/2003

Foreign Applications → UNITED KINGDOM 0228776.1 12/10/2002

If Required, Foreign Filing License Granted: 06/19/2006

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is US10/538,195

Projected Publication Date: 09/28/2006

Non-Publication Request: No

Early Publication Request: No

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Title

Midkine-like protein

JUL 12 2006

Preliminary Class

435

## PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process simplifies the filing of patent applications on the same invention in member countries, but does not result in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at <http://www.uspto.gov/web/offices/pac/doc/general/index.html>.

For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, <http://www.stopfakes.gov>. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158).

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Title 37, Code of Federal Regulations, 5.11 & 5.15**

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Docket No. C&amp;R-103

## DECLARATION (37 C.F.R. § 1.63) AND POWER OF ATTORNEY

As a below-named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name; and

I believe that I am the original, first, and sole inventor (if only one name is listed below), or an original, first, and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled **Midkine-Like Protein**, specification for which

is attached hereto.

was filed December 10, 2003, Serial No. PCT/GB2003/005374.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, § 1.56 (a).

I hereby claim foreign priority benefits under Title 35, United States Code §119 and/or §365 of any foreign application(s) for patent or inventor's certificate listed below and have also identified any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Application Serial No.	Country	Filing Date	Priority Claimed
0228776.1	GB	December 10, 2002	Yes

I hereby claim priority benefits under Title 35, United States Code §119 of any provisional application(s) for patent listed below:

Application Serial No.	Filing Date	Priority Claimed
---------------------------	-------------	------------------

I hereby claim the benefit under Title 35, United States Code, §120 and/or §365 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application(s) in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which became available between the filing date of the prior application and the national or PCT international filing date of this application:

Application Serial No.	Filing Date	Status (Patented, Pending, Abandoned)
---------------------------	-------------	--

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

I hereby appoint the following persons registered to practice before the Patent and Trademark Office as my attorneys with full power of substitution and revocation to prosecute this application and all divisions and continuations

Page 1 of 3

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Docket No. C&amp;R-103

thereof and to transact all business in the Patent and Trademark Office connected therewith who are associated with  
**Customer Number 23557.**

The attorneys/patent agents currently associated with this Customer Number are: David R. Saliwanchik, Reg. No. 31,794; Jeff Lloyd, Reg. No. 35,589; Doran R. Pace, Reg. No. 38,261; Jay M. Sanders, Reg. No. 39,355; Jean Kyle, Reg. No. 36,987; James S. Parker, Reg. No. 40,119; Frank C. Eisenschenk, Reg. No. 45,332; Glenn P. Ladwig, Reg. No. 46,853; Margaret Bronson, Reg. No. 47,545; Gwendolyn L. Daniels, Reg. No. 51,594; John M. Sanders, Reg. No. 30,126; Jenna M. Morrison, Reg. No. 55,468; and Mai-Tram Dinh Lauer, Reg. No. 43,589.

I request that all correspondence be sent to:

Glenn P. Ladwig  
Saliwanchik, Lloyd & Saliwanchik  
A Professional Association  
PO Box 142950  
Gainesville, FL 32614-2950

I further request that all telephone communications be directed to:

Glenn P. Ladwig  
352-375-8100

Page 2 of 3

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Docket No. C&amp;R-103

Name of First or Sole Inventor Carmit LevitaResidence London, United Kingdom Citizenship United KingdomPost Office Address 60 Charlotte StreetLondon W1T 2NU, United KingdomCarmit L. Date 21st June 05'  
Signature of First or Sole Inventor.....  
Name of Second Joint Inventor Richard Joseph FaganResidence London, United Kingdom Citizenship U.S.Post Office Address 60 Charlotte StreetLondon W1T 2NU, United Kingdom.....  
Date \_\_\_\_\_  
Signature of Second Joint Inventor.....  
Name of Third Joint Inventor David MichalovichResidence London, United Kingdom Citizenship United KingdomPost Office Address 60 Charlotte StreetLondon W1T 2NU, United Kingdom.....  
Date \_\_\_\_\_  
Signature of Third Joint Inventor.....  
Name of Fourth Joint Inventor Melanie YorkeResidence Confignon, Switzerland Citizenship United KingdomPost Office Address 20a Chemin de VuillonnexCH-1232 Confignon, Switzerland.....  
Date \_\_\_\_\_  
Signature of Fourth Joint Inventor

Docket No. C&amp;R-103

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Page 1 of 3

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P. 11

Docket No. C&R-103

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Page 2 of 3

J:\C&R\103\Application\DecPOA.dcr\DNB\mv

Docket No. C&amp;R-103

Name of First or Sole Inventor Carmit LevitaResidence London, United Kingdom Citizenship United KingdomPost Office Address 60 Charlotte StreetLondon W1T 2NU, United Kingdom

Date \_\_\_\_\_

Signature of First or Sole Inventor

.....  
Name of Second Joint Inventor Richard Joseph FaganResidence London, United Kingdom Citizenship U.S.Post Office Address 60 Charlotte StreetLondon W1T 2NU, United KingdomDate 17/06/05

Signature of Second Joint Inventor

.....  
Name of Third Joint Inventor David MichalovichResidence London, United Kingdom Citizenship United KingdomPost Office Address 60 Charlotte StreetLondon W1T 2NU, United KingdomDate 17/06/05

Signature of Third Joint Inventor

.....  
Name of Fourth Joint Inventor Melanie YorkeResidence Confignyon, Switzerland Citizenship United KingdomPost Office Address 20a Chemin de VuillonnexCH-1232 Confignyon, Switzerland

Date \_\_\_\_\_

Signature of Fourth Joint Inventor

U.S.  
Docket No. C&R-103

## DECLARATION (37 C.F.R. § 1.63) AND POWER OF ATTORNEY

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Docket No. C&amp;R-103

Name of First or Sole Inventor Carmit LevitaResidence London, United Kingdom Citizenship United KingdomPost Office Address 60 Charlotte StreetLondon W1T 2NU, United Kingdom

Date \_\_\_\_\_

Signature of First or Sole Inventor

Name of Second Joint Inventor Richard Joseph FaganResidence London, United Kingdom Citizenship U.S.Post Office Address 60 Charlotte StreetLondon W1T 2NU, United Kingdom

Date \_\_\_\_\_

Signature of Second Joint Inventor

Name of Third Joint Inventor David MichalovichResidence London, United Kingdom Citizenship United KingdomPost Office Address 60 Charlotte StreetLondon W1T 2NU, United Kingdom

Date \_\_\_\_\_

Signature of Third Joint Inventor

Name of Fourth Joint Inventor Melanie YorkeResidence Confignon, Switzerland Citizenship United KingdomPost Office Address 20a Chemin de VuillonnexCH-1232 Confignon, SwitzerlandDate 29. June. 2005

Signature of Fourth Joint Inventor